



#51

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Michael J. Briskin, Kristine E. Murphy, Alyson M. Wilbanks
and Lijun Wu

Application No.: 09/940,063 Group: 1644

Filed: August 27, 2001 Examiner: Unknown

For: NOVEL ANTIBODIES AND LIGANDS FOR "BONZO" CHEMOKINE
RECEPTOR

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231	
on 11-15-01	<u>Danielle D. Gatin</u>
Date	Signature
<u>Danielle D. Gatin</u>	
Typed or printed name of person signing certificate	

REPLY TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Box MISSING PARTS
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In reply to the Notice to File Missing Parts dated November 7, 2001, the following documents and fees are being submitted for filing in the captioned application. A copy of the Notice is attached.

☐ **EXECUTED DECLARATION/POWER OF ATTORNEY**

(Separate transmittal letter and postcard not required)

☒ **FILING FEE** - with Fee Transmittal for Patent Applications in duplicate.

Fee calculations based on:

☐ Claims as originally filed.

☒ Claims upon entry of the Preliminary Amendment filed concurrently with the application and the Second Preliminary Amendment filed concurrently herewith.

(Separate transmittal letter and postcard not required)

☒ **SURCHARGE** - surcharge fee of \$130.00.
(Separate transmittal letter and postcard not required)

☒ **PRELIMINARY AMENDMENT**
(Separate transmittal letter and postcard not required)

☐ **SEQUENCE LISTING** - Filed concurrently and is attached.
(Separate transmittal letter and postcard required)

☐ **TRANSMITTAL OF SUBSTITUTE DRAWINGS**
☐ Sheets of substitute drawings consisting of Figs. 1 - ☐ are enclosed.
(Separate transmittal letter and postcard not required)

☐ **PETITION FOR EXTENSION OF TIME**

☐ Applicant hereby petitions to extend the time to respond to the Notice to File Missing Parts dated ☐ for ☐ month(s) from ☐ to ☐.
The appropriate fee of \$☐ is included in the enclosed check.

☐ A ☐ month extension of time to respond to the Notice to File Missing Parts dated ☐ was filed on ☐ with payment of a \$☐ fee.

☐ Applicant hereby petitions for an additional ☐ month extension of time to respond to the Notice to File Missing Parts. The appropriate fee of \$☐ is included in the enclosed check.

(Separate Petition for Extension of Time and postcard not required)

☐ **REQUEST FOR CORRECTED FILING RECEIPT** - Filed concurrently and is attached.
(Separate transmittal letter and postcard required)

☐ **STATEMENT CLAIMING SMALL ENTITY STATUS**

☐ Was filed on ☐.

☐ Is enclosed herewith.
(Separate transmittal letter and postcard not required)

☐ In view of the small entity status of the captioned application, we hereby request a reimbursement of 50% of the filing fees in the amount of \$☐ which were paid on ☐ to be deposited in Deposit Account No. 08-0380.

FEE TRANSMITTAL FOR PATENT APPLICATIONS

Attorney Docket Number 1855.1070-004
Application Number 09/940,063
First Named Inventor Michael J. Briskin

CLAIM CALCULATION (includes any preliminary amendment)

CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
TOTAL CLAIMS (37 CFR 1.16(c) or (j))	60	- 20* =	40	x \$ 18 =	\$ 720
INDEPENDENT CLAIMS (37 CFR 1.16(b) or (i))	22	- 3** =	19	x \$ 84 =	\$ 1596
MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))				+ \$ 280 =	\$
				BASIC FEE (37 CFR 1.16(a) or (h))	\$ 740
				Total of above Calculations =	\$ 3056
Reduction by 50% for filing by small entity (37 CFR 1.9, 1.27, 1.28) =					\$
				TOTAL =	\$ 3056
Surcharge - Late Filing of Declaration or Filing Fees (37 C.F.R. 1.16(e)) =					\$ 130
Petition for Extension of Time Fee (37 C.F.R. 1.17) =					\$
				Assignment Recordation Fee = (only when filed with application)	\$
* Reissue claims in excess of 20 and over original patent ** Reissue independent claims over original patent				TOTAL =	\$ 3186

1. Small entity status:

- a. ☐ A small entity statement is enclosed.
- b. ☐ A small entity statement was filed in the prior non-provisional application and such status is still proper and desired.
- c. ☐ Is no longer claimed.

2. ☒ A general authorization is hereby granted to charge deposit account number 08-0380 for any fees required under 37 CFR 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.

3. ☒ A check is enclosed for \$3,186.00. ☐ Please charge \$[] to Deposit Account No. 08-0380.

4. ☒ Other: Preliminary Amendment

Signature

Helen E. Wendler

Date

Nov. 15, 2001

Submitted by
Typed or Printed Name

Helen E. Wendler

Reg. Number

37,964

The fees required for filing the indicated documents are enclosed in the form of a check in the total amount of \$3,186.00. Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380. A copy of this letter is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Helen E. Wendler
Helen E. Wendler
Registration No.: 37,964
Telephone: (978) 341-0036
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Concord, MA 01742-9133

Dated: *Nov. 15, 2001*

FEE TRANSMITTAL FOR PATENT APPLICATIONS

Attorney Docket Number

1855.1070-004

Application Number

09/940,063

First Named Inventor

Michael J. Briskin

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** Reissue independent claims over original patent

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Signature

Helen E. Wendler

Date

Nov. 15, 2001

Submitted by
Typed or Printed Name

Helen E. Wendler

Reg. Number

37,964



JAN 09 2002
UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/940,063	08/27/2001	Michael J. Briskin	1855.1070-004

CONFIRMATION NO. 3846

FORMALITIES LETTER



OC000000007035777

Helen E. Wendler, Esq.
HAMILTON, BROOK, SMITH & REYNOLDS, P.C.
Two Militia Drive
Lexington, MA 02421-4799

Date Mailed: 11/07/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$2240.
 - \$720 for 40 total claims over 20.
 - \$1520 for 19 independent claims over 3 .
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 3080.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

01/14/2002 HND001
01 FC:101
02 FC:102
03 FC:103
04 FC:105
00000089 09940063
740.00 BP
1596.00 BP
720.00 BP
130.00 BP